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16 Interim Co-Lead and Liaison Counsel for Indirect Purchaser Plaintiffs

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE TFT-LCD (FLAT PANEL)) File No. No. M-07-1827 SI
ANTITRUST LITIGATION)

This Document Relates to:) Case No. 07-cv-00039 SI
CANDACE ROWLETTE, a Florida resident;) REQUEST FOR INTERNATIONAL
and MICHAEL FRANCIS AYERS, a) JUDICIAL ASSISTANCE
Massachusetts resident, on behalf of themselves) (LETTER ROGATORY)
and all others similarly situated,)
Plaintiffs,)

1 v.)
2)
3 LG PHILIPS LCD CO., LTD.; LG PHILIPS)
4 LCD AMERICA, INC.; LG ELECTRONICS)
5 IND.; SAMSUNG ELECTRONICS CO.,)
6 LTD.; NEC CORPORATION; NEC)
7 ELECTRONICS AMERICA, INC.; NEC LCD)
8 TECHNOLOGIES LTD.; HITACHI LTD.;)
9 HITACHI DISPLAYS, LTD.; HITACHI)
10 ELECTRONICS DEVICES (USA), INC.;)
11 HITACHI AMERICA LTD.; IDT)
12 INTERNATIONAL LTD.; CMO JAPAN CO.,)
13 LTD; INTERNATIONAL DISPLAY)
14 TECHNOLOGY USA INC.; IPS ALPHA)
15 TECHNOLOGY, LTD.; ROYAL PHILIPS)
16 ELECTRONICS NV; SANYO EPSON)
17 IMAGING DEVICES CORPORATION;)
18 SANYO ELECTRIC COL, LTD.; SEIKO)
19 EPSON CORPORATION; SHARP)
20 CORPORATION; SHARP ELECTRONICS)
21 CORPORATION; SONY CORPORATION;)
22 TOSHIBA CORPORATION; TOSHIBA)
23 MATSUSHITA DISPLAY TECHNOLOGY)
24 CO. LTD.; MITSUBISHI ELECTRIC)
25 CORPORATION; AU Optronics Corp.;)
26 AU Optronics CORPORATION)
27 AMERICA; CHI MEI OPTOELECTRONICS)
28 CORPORATION; CHI MEI)
OPTOELECTRONICS USA, INC.;)
CHUNGHWA PICTURE TUBES, LTD.;)
HANNSTAR DISPLAY CORPORATION,)
Defendants.)
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The United States District Court Northern District of California presents its compliments to the Appropriate Judicial Authority of Taiwan, and requests international assistance to effect service of process to be used in a civil proceeding before this Court in the above captioned matter.

I. REQUEST

5 This Court requests the assistance described herein as necessary in the interests of justice.
6 The assistance requested is that the Appropriate Judicial Authority of Taiwan effect Service of
7 Process of: Amended Summons in a Civil Case; the First Amended Complaint; Judge Illston's
8 current Case Management Order; Standing Order re: Cases Designated for Electronic Filing; Case
9 Management Conference Order; *Dispute Resolution Procedures in the Northern District of*
10 *California* handbook; Magistrate Judge form; the United States District Court for the Northern
11 District of California's ECF Registration Information Handout; and Certified Translations of these
12 documents on the below-named corporation:

Chi Mei Corporation

No. 11-2, Jen Te 4th St., Jen Te Village

Jen Te, Tainan 717, Taiwan

16 The Appropriate Judicial Authority of Taiwan is requested to serve the documents listed
17 above by personal service into the hands of a director, managing agent or other person authorized
18 to accept service at the above listed address or in any manner prescribed for the service of such
19 documents consistent with the law of Taiwan.

II. FACTS OF THE CASE

21 The Complaint in this action was been filed under Section 16 of the Clayton Act, (15
22 U.S.C. § 26), to obtain injunctive relief for violations of Section 1 of the Sherman Act, (15 U.S.C.
23 § 1), and to recover damages and/or restitution under various state antitrust and consumer
24 protection laws, including to recover the costs of suit, and reasonable attorneys' fees. This Court
25 has jurisdiction over the federal claims under 28 U.S.C. §§ 1331 and 1337. The Court has
26 jurisdiction over the state law claims under 28 U.S.C. § 1367.

1 There are two general categories of cases in these related actions: (1) those brought under
2 federal law on behalf of direct purchasers; and (2) those brought generally under state law on
3 behalf of indirect purchasers, for which there are over seventy complaints covering twenty-three
4 different states. All plaintiffs allege that they purchased Thin Film Transistor Liquid Crystal
5 Display products (“TFT-LCD Products”) either directly or indirectly from defendants or from their
6 alleged co-conspirators. Plaintiffs claim damages caused by the defendants’ conspiracy to fix
7 prices on TFT-LCD Products sold in the United States and elsewhere. The plaintiffs allege the
8 conspiracy began in November 1, 1998 and continued through at least December 31, 2006 (the
9 “Class Period”).

10 In or about December of 2006, the Antitrust Division of the United States Department of
11 Justice (“DOJ”) sent out subpoenas to various companies in connection with an investigation of
12 cartel activity in the TFT-LCD industry. Several of these companies being investigated have
13 already pled guilty to price-fixing in the DRAM industry and have paid substantial fines to the
14 DOJ for those unlawful activities.

15 **III. RECIPROCITY**

16 The United States District Court for the Northern District of California represents that in
17 the event a citizen of Taiwan requires assistance serving process on a citizen of California, this
18 Court would be willing to provide similar assistance to the Appropriate Judicial Authority of
19 Taiwan in effectuating service on the California resident as is being requested through this Letter
20 Rogatory. The Court’s contact information is:

21 Address: 450 Golden Gate Ave, San Francisco, CA 94102

22 Contact Person: Tracy Sutton, Calendar Clerk, at phone number: 415-522-2028, or
23 Docket Clerk, Yumiko Saito, at phone number: 415-522-2068.

24 **IV. REIMBURSEMENT FOR COSTS**

25 Lead and Liaison Counsel for the Indirect-Purchaser Plaintiffs have represented that they
26 are willing to reimburse the appropriate Judicial Authority of Taiwan for costs incurred in
27 executing this Letter Rogatory in an amount not to exceed One Thousand Five Hundred dollars

1 (\$1500.00). If the costs for executing this Letter Rogatory will exceed US \$1500, please contact
2 Lead and Liaison Counsel for the Indirect-Purchaser Plaintiffs before exceeding this amount.
3 Their contact information is as follows:

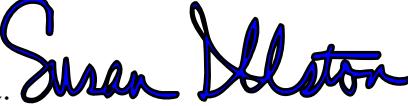
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8 Jack W. Lee
9 Minami Tamaki LLP
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11 San Francisco, CA 94108
12 Phone (415) 788-9000; Fax (415) 398-3887

13 In acknowledgment of the additional time which is needed to prepare and file a responsive
14 pleading to the attached documents, the time period is extended to 45 days after service.

15 The Court extends to the Appropriate Judicial Authorities of Taiwan assurances of its
16 highest consideration.

17 DATED: _____

18 By: 
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29 United States District Judge
30 United States District Court

31 #3170726v2